



## MEMORANDUM

TO: TERRY RODRIGUE, INTERIM DIRECTOR OF COMMUNITY DEVELOPMENT *TR*

FROM: JAEHEE YOON, ASSOCIATE PLANNER *JY*

DATE: MARCH 27, 2020

SUBJECT: 10-DAY REPORT ON THE CITY OF RANCHO PALOS VERDES MORATORIUM ON THE ESTABLISHMENT, EXPANSION, OR MODIFICATION OF NONCOMMERCIAL AMATEUR RADIO ANTENNAS ASSOCIATED WITH §17.76.020(C) (NONCOMMERCIAL AMATEUR RADIO ANTENNAS) AND (D) (NONCOMMERCIAL AMATEUR RADIO ANTENNA PERMIT) OF THE RANCHO PALOS VERDES MUNICIPAL CODE AS REQUIRED BY GOVERNMENT CODE §65858(d).

### BACKGROUND

On March 4, 2020, pursuant to Government Code §65858 and §36937, the City Council adopted Urgency Ordinance No. 632U, which imposed a temporary 45-day moratorium on the establishment, expansion, or modification of noncommercial amateur radio antennas associated with §17.76.020(C) (Noncommercial amateur radio antennas) and (D) (Noncommercial amateur radio antenna permit) of the Rancho Palos Verdes Municipal Code (RPVMC) in order to proceed with code amendments to the aforementioned sections to update the regulations and review procedures for noncommercial amateur radio antennas so as to be compatible with the neighborhoods where they will be erected.

Government Code §65858 allows an initial 45-day moratorium to be extended for up to 10 months and 15 days after a duly noticed public hearing is held. As required by Government Code §65858(d), the City must produce a report 10 days prior to extending a moratorium that describes the measures taken since enacting the urgency ordinance.

### MEASURES TAKEN TO ALLEVIATE THE CONDITIONS THAT LED TO THE ADOPTION OF THE URGENCY ORDINANCE

1. The City has commenced the process to amend §17.76.020(C) (Noncommercial amateur radio antennas) and (D) (Noncommercial amateur radio antenna permit) of the RPVMC with considerations to comply with Federal Communications

Commission regulations, visual impacts, compatibility with the immediate neighborhood, and silhouette requirements.

2. The draft code amendment language will be presented to the Zoning Code Subcommittee, comprised of Planning Commissioners, to receive their input and direction prior to taking the item before a duly noticed Planning Commission meeting. In light of the Coronavirus (COVID-19) pandemic, the item will be heard before the Planning Commission at the earliest opportunity as City Hall operations has been scaled down to Essential City Services for the time being.
3. The City has notified applicants of pending or potential applications regarding the enacted moratorium on noncommercial amateur radio antennas on residential lots as the City will temporarily suspend or not accept new applications during the moratorium period.
4. The adoption of a comprehensive update to §17.76.020(C) (Noncommercial amateur radio antennas) and (D) (Noncommercial amateur radio antenna permit) of the RPVMC will take time and careful consideration as well as input from various interested parties. Thus far, there has been insufficient time since enacting Ordinance No. 632U to complete this process in a timely manner to amend the code language.
5. The recent global outbreak of the COVID-19 has resulted in declaring a state of emergency with direct impacts to City Hall services such as cancelled meetings and the City Hall closure to the public. Therefore, additional time, as allowed under Government Code §65858, is necessary to further assess federal, state and local regulations related to noncommercial amateur radio antennas that has led to the adoption of Ordinance No. 632U.